G.R.S. IX—5]

Previous references. 1923-24 (474)

File No. 75-23

Serial Nos. 1 & 2

Later references.

GA 27-26-1 to 9.
LR 19-35 C4 to 9)

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 2

Part B for May 1924.

SUBJECT

Relaxation of the rule re condonation of deficiency of services in the case of certain officers.

2L 2

To. The Comptr.
Conservator of Forests
Other Heads of Depts.
Secretaries to Govt.

No. FL 6322-81 dt. 10-5-1924

Directs that deficiencies in service not exceeding two years may be condoned in the case of officials covered under this order dt. 9th July 1923.

G.R.S. IX—5]

Previous references. 1923-24 (44)

File No. 75-23

Serial Nos. 1 & 2

Later references.

Ad 27-26-1 to 9.
(R 19-35 C & 69)

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 2

Part B for May 1924.

SUBJECT

Relaxation of the rule re condonation of deficiency of services in the case of certain officers.

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To. The Comptr.
Conservator of Forests
Other Heads of Depts.
Secretaries to Govt.

No. FL 6322-81 D/ 10-5-1924

Directs that deficiencies in service not exceeding two years may be condoned in the case of officials retired under the order D/ 9th July 1923.

A1679

23/5/24

(For Disposal by Circulation.)

No. C. 420

of 1923-4.

GENERAL AND REVENUE SECRETARIAT.

Council Matter.

SUBJECT.

Relaxation of the rule re. condonation of deficiency of services in the case of certain officers.

CIRCULATED TO THE MEMBERS OF COUNCIL.

By Order,

12th April 1924.

Chief Secretary to Government.

Extraordinary Member of Council.

87 C&D 12/4. **First Member of Council.** 13/4

372 14/4/24. **Second Member of Council.** 14/4

Third Member of Council.

Financial Secy with Comps.

Please put up 15/4

C.7.4.24

22414

C. O. 46.—R.

WD 0103—GPB—10,000—29—8-21

Please address all future communications to the Comptroller to the Govt. of H. H. the Maharaja of Mysore.
In reply to this Comm. please refer to

No. Pen.212 9/2

OFFICE OF THE COMPTROLLER TO THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

Dated, Bangalore, the 11th Jany. *1924.*

FROM

T. SATYARAJ CHETTY Esq., B.A.,

Comptroller to the Government of

His Highness the Maharaja of Mysore.

To

Rajakaryaprasaktha M.N.Krishna Rao, Esq., B.A.,
Secretary to the Government of Mysore,
Financial Department.

SIR,

In ~~returning~~ submitting herewith the pension application and the service register of Mr.M.Appaji Rao, late clerk, Office of the Conservator of Forests received with his letter No.5521 dated 26-11-23, I have the honour to state as follows:-

The applicant who was retired from 1-8-23 under the retrenchment ~~scheme~~ scheme as per Government Order No.760-819/GM.97-22-14 dated 9-7-23, has put in a total service of 25 years and 8 months of which a period of 2 years, 3 months and 23 days is temporary and non-qualifying as may be seen from the entries made in the service register. For the remaining period of qualifying service viz., 23 years and odd the applicant is entitled to a pension of Rupees 24-11-0 against Rs.32-4-0 which he would have been entitled to, if the whole period of his service had been qualifying. As per para 8(2) of Government Order No.1227-87/GM.97-22-1 dated 19-1-23 referred to in the preamble of G.O.dated 9-7-23, only the names of such officials who had put in a qualifying service of not less than 25 years should have been recommended for retirement. But in this case the Conservator has apparently under a misapprehension

the temporary service counts for pension included the name of this official in the list submitted to Government. Otherwise he would have probably retained him in service for another period of nearly 4 years the clerk's age on the date of retirement having been only 51 years 2 months & 16 days.

In the above circumstances I solicit orders as to whether I may sanction the pension of R.24-11-0.

I have the honor to be,
Sir,
Your most obedient servant,

Comptroller.

U.

Submitted for orders. The conservator was irregular in forwarding the name of an official who has not completed the qualifying service required for pension.

2) Whether in the circumstances reported this is not a case for re-entertaining the clerk and allowing her to continue in service till her age of superannuation is a point which has to be considered by the Ad Deptt. If it is decided for any reason that she cannot be re-admitted into service then it becomes a case for sanction of some arbitrary pension.

(Sd) [illegible]
for favour of [illegible]

G. R. S. III-21

General and Revenue Secretariat. | S + C File No. 75 of 1923

Serial No.

GEN. & REV. SECTT.
5-FEB 1924
INDUSTRIES & COMMERCE BRANCH

4) Subd for orders.
5.2.24

5) The Conservator may perhaps be asked to report, a copy of Campbell's letter being sent to him

SMR 7/2

Rev Secy) 6) Yes please SMR 11/2

7) Draft put up.
16.11.2

8) Issue
SMR 11/2

To

The Conservator of Forests
N.C. 4832 of 12/12/24.

I am copy of letter no 212 of 4/1/24 from the Collector of Surat and request him to send a detailed report in the matter.

From the Conservator of Forests.

States that Mr. Appaji Rao is entitled to the full pension and that no reinstatement is called for.

P.T.O.

GEN. & REV. SECRETARIAT
16 FEB 1924
INDUSTRIES & COMMERCE BRANCH.

NOTE—Contn. sheet.

G. R. S. III-21

General and Revenue Secretariat.

S & R File No. 75 of 1923.

Serial No.

9) The Conservator says that Mr. Appaji Rao has put in 25 years' qualifying service and that he may be given full pension.

The Comptroller says that out 25 years 2 years odd are non qualifying and that Mr. Appaji Rao would be entitled to only Rs. 24-11-0 instead of Rs. 32-4-0.

Whether the period of 2 years odd is to be treated as qualifying or not is a point for determination in the Financial Branch. Mr. Appaji Rao may be given full pension if the period is considered as qualifying for service. It may not be possible to re-employ him as the Conservator is not in favour of such a course.

Feb. 25. 2. 1924.

10) The Conservator's letter explains the circumstances. Although the offr was 'Subsequently Confirmed' as noted in the Service Register, there is no conclusive evidence to show that he was Confirmed from the 1st Dec 1897, the date of his entry into Service.

11) The Conservator is not for the officer's reinstatement. The

NOTE—Contn. sheet.

G. R. S. III-2]

General and Revenue Secretariat.

S & A File No. 95 of 1923.

Serial No.

Circumstances explained, qualifying service may perhaps be counted from 1st Dec 1897 as recommended by the Conservator, as a special case if it is considered by the Finance Dept. that the records do not support the contention that he was confirmed from 1st Dec 1897 - Annexure 257 of the M.S.R may perhaps be applied to this case.

SMR 26/2

Rev Secy)

(2) It would not be possible to take him back to duty in view of what the Conservator says above.

(3) The Conservator's statement of the facts of the case is the formal

Re 26/2 (4) SMR 26/2

(5) Issued by write

Copies)

(6) Forwarded to the Complr. & Auditor General of India for information. The Conservator's service may be counted from 1.12.97

Mail 27.2.

(7) [illegible]

2.6 305 29 FEB 1924 Pesh

NOTE—Contn. sheet.

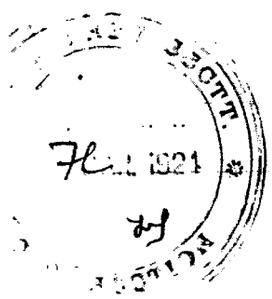
G. R. S. III-21

General and Revenue Secretariat.

2953 6

Gen a File No. 75 of 1923.

Serial No.



U.O. No. 268 Pension dated 7th March 1924.

1) Returned with compliments,

2) The post which the applicant held from 1st December 1897 to 23rd March 1900 was temporary and was sanctioned by Government from time to time as per Government orders quoted in the Service Register. There is nothing to show that this temporary post was subsequently made permanent. The fact that the applicant's date of entry into service has been noted in the Schedules of Establishment as ~~1st~~ 1st December 1897 cannot itself be taken to mean that his qualifying service also began from that date as presumed by the Conservator of Forests. That is why the temporary service from 1st December 1897 to 23rd March 1900 could not be treated by this office as counting for pension.

J. Satyanathan
Comptroller.

N/7-3

2a) In the circumstances pointed out above the period of temporary service cannot be treated as Counting for pension

mad
9/3/24

Dft - Sanctd.
8/3 21
Issued
SMR 18/3

NOTE—Contn. sheet.

G. R. S. III-2]

7

General and Revenue Secretariat. | S&A File No. 75 of 1923.

Serial No.

22) This is one of the cases in which a man was compulsorily retired before he had put in sufficient service for full pension. The temporary service which does not qualify for pension is Y. m. D. 2. 3. 25 and if this is rejected he will get a pension of Rs 24-11-0 against the full pension of Rs 32-8-0 ~~for~~. The difference is large to him and this will pain to deprive him of it. The Commissioner in Sind Secretariat state that it is not possible to take him into Service again. Normally a deficiency not exceeding one year can be condoned but in cases of this kind in which men were compulsorily retired under the order of 9.2.1. I think the max^m period of deficiency that could be condoned may be raised to 2 years. If this is allowed this man will get full pension as the deficiency & the made up in his service is about 1 year and 8 months and against this he has rendered over qualifying temporary service of about 1 year and 4 months.

24) Leave - Extra Ordinary - Model Made - Rules of Leave - Pensionary

4
2/3

23) Please prepare a draft for allowing this concession to all those who were retired in the belief that they had rendered 25 years

RECEIVED 21 MAR 1924 6803.

NOTE—Contn. sheet.

G. R. S. III-2

8

General and Revenue Secretariat.

G A File No. 75 of 19 23

Serial No.

25) Please see supra.
A draft is submitted. A&C dept does not appear to be necy.
For orders.
26) For appr
4/4/24
Secy
3/4

not necy
4/4

27) Draft General Order post
regd. for relaxation of rule
proposed and the case may be disposed of by Secretariat
Secy

Govt to see
draft to be
given in file
only
7/4

Govt
7/4

7/4

28) Respectfully submitted
7/4

29) Do the chief Secy wish
Comptts meeting 11-4-24

30)

31) Secy
13/4

32) I agree
14/4

CE
726

NOTE—Contn. sheet.

2163

G. R. S. III-2]

General and Revenue Secretariat.

Dft. File No. 75 of 1928

9

Serial No.

33) D. S. V. Anand

34) 18/7/24

1744 Secy)

Dewan)

35) 21.4.24

37) Fair Draft to be sent to

38)

36)

put up

DEW ... REG 22 APR 1924 Reg. No ...

NOTE—Contn. sheet.

Submitted to His Highness.

---

3) These papers relate to the pension application of one Appaji Rao, late Clerk, Forest Conservator's Office, who was retired from service under Government Order dated 9th July 1923, in the belief that he had put in 25 years' qualifying service. It is now found out that the period of his service qualifying for pension after deducting periods not counting for pension is only 23 years, four months and seven days. There are also cases of the kind in other Departments where officials have been retired according to the order referred to above under the impression that they had put in service qualifying for full pension.

4) In view of the circumstances in which these officers were retired under Government Order No.G.760-819/G.M. 97-22-14 dated 9th July 1923, it is desirable to show some concession to them, if on verification, it is found that they have rendered less than 25 years service. It is therefore proposed to condone in such cases a deficiency in qualifying service up to a period of two years as a special case, instead of only one year which is the maximum ordinarily admissible under Article 289 of Mysore Service Regulations.

5) A draft put up in accordance with the above proposal, has been agreed to by the Members of Council, and I submit it for the gracious approval of His Highness.

Fern Hill,)
24th April 1924.)

APR 1924

CSR.
Asst.

420 41

Record of Cases submitted for the Orders of His Highness the Maharaja

Subject.

Condonation of deficiency in service up to a period of two years in the case of officers who were retired under Government Order dated 9th July 1923.

826

42) **Order.**

~~KRW~~

29/4/24

43) Macey WJ

1 MAY 1924

44) 3/5

General and Revenue Secretariat.

C420.

Relaxation of the Rule re: Condonation of deficiency of Services in the case of certain Officers.

(*)

31. All urgent or confidential files returned with His Highness' orders may, in the absence of instructions or indications to the contrary, be ordinarily circulated to the Members of Council for perusal after the issue of orders.

33. The Secretaries concerned should see that orders in the cases referred to above are issued at once and that the files are returned immediately after to the Chief Secretary for circulation to the Members.

34. In all other cases, the files will first be circulated to the Members of Council at headquarters and then sent to the Secretariat concerned for the issue of orders.

45) Circulated to the Members of Council for perusal of

His Highness' orders $\frac{\text{before}}{\text{after}}$ issue of orders. (*Vide* Rules 31, 33 and 34 of the Subsidiary Rules for the conduct of business of Council in the Manual of Council Rules and Procedure)

Chief Secretary to Govt.

Through the Secretary to Government.

.....Department.

9140/5/5 46) FIRST MEMBER OF COUNCIL. 7/5

152/7.5.24 47) SECOND MEMBER OF COUNCIL. 7/5

THIRD MEMBER OF COUNCIL.

45) Financial Secy with Compts.

8/5

NOTE—Contn. sheet.

Mono WD 1190—GPB—500 9-1- 3.

G. R. S. III-2]

General and Revenue Secretariat. | G.L.a File No. 95 of 19 23

Serial No.

49 The order will now be issued, with the addition that the cases of officials falling under the Order No Fl. 3189-90 dt 12/1/23 will also be brought under the proposed concession, as agreed to by the Dewan in his minute dt 24/4/24 in the linked file. 50) Issue draft as approved by Dewan, without the addition proposed above - Today

dt 10/5/24

1 + A 93-24-1.

Date

NOTE—Contn. sheet.

14

G. R. S. VI—G/32]

SUBJECT .....

.....

.....

Diary No. of letter replied to ....

General and Revenue Secretariat

( )

, the *192* .

Date of issue 12/2/24

Signed by Mr. S. N. R.

Section S & G

File No. 75-23

Serial No.

Immediate

No. J.C. 4832. & one file

To

The Conservator of
Forests in Nagpur.

Sir,

I am directed to forward herewith Copy of letter no. 212 of 11th January 1924 from the Comptroller to Govt, with its enclosures, re the pension papers of Mr. M. Appaji Rao, late clerk of your office and to request to be informed why the officer in question was recommend

over.

WD 0632-GPB—1800C—16-8 23

15

for retirement before he had completed his Service qualifying him for full pension. I am also to enquire why he should not ~~if [illegible] can arrange~~ now be employed on his former pay - A detailed report may kindly be submitted immediately on the points raised by the Treasury.

I am Sir
Your obedient Servant

SMT 11/

ICB. 11. 2. 24.

List of enclosures.

Copied by

Examined by

16

DIARY NO 3432

27540

19 W D 247 GPB 5,000—18-1-22

OFFICE OF THE CONSERVATOR OF FORESTS IN MYSORE

Dated Bangalore, 19 ... 192 4

No. 797

FROM

B. V. RAMAIENGAR, ESQ., B.A.,
Conservator of Forests in Mysore.

GEN. & REV. SECRETARIAT 27 FEB 1924 INDUSTRIES & COMMN BANGALORE

To

K.V.Anantharaman, Esquire, B.A.,
Secretary to the Government of Mysore,
Revenue Department, Bangalore.

SIR,

Adverting to your letter No.IC.4832 dated 12th instant, forwarding a copy of letter No.212 of the 11th January 1924 from the Comptroller to the Government and enquiring why Mr. M.Appaji Rao, late clerk of my office was recommended for retirement before he had completed the service qualifying him for full pension, I have the honour to state that the Comptroller apparently has not placed before Government, the correspondence that took place between him and myself in this matter. From a perusal of these papers, it will be clear that there was no misapprehension on my part as surmised by the Comptroller. The facts of the case are as follows.-

1. Mr. M.Appaji Rao was appointed as Conservator's Office clerk on Rs.20/- from 1st December 1897, and subsequently confirmed as such, as per Conservator's Office Order No.163 dated 30th May 1902, which ~~fact~~ facts have been noted in the Service Register. This particular order of confirmation does not, however, find a place in the office Order Book maintained in this office. No further particulars are available in the matter.

2. In the successive schedules of establishment since 1897, the date of entry into service is being noted as 1st December 1897. An incorrect date as regards the first entry into Government service was given in the Schedule for 1908, and this fact was particularly brought to the notice of the Comptroller by the late Conservator of Forests Mr. Muthanna in the Schedule of Establishment

establishment for 1909, forwarded with this office docket No.1696 dated 17th August 1909 (vide office copy of the Schedule enclosed for kind reference).

3. The Comptroller admitted the date of entry into permanent Service as 1st December'97 as no objection has been raised by him on this point since 1897, and successive Conservators have also certified to this effect in the Schedule. My office Gradation List also records the date of entry as 1897 and the Government Orders quoted in the Service Register are not forthcoming in my office to throw any light on this point. It is apparently not also available with the Comptroller since he asked me for copies xx of the same for reference. Under the circumstances, it is not known how the Comptroller considers that Mr. Appaji Rao has not put in 25 years of qualified service.

As the date of entry into service has to be admitted as 1st December 1897, there was nothing for me to feel any apprehension that he had put in full 25 years' qualifying service. Moreover, Mr. Appaji Rao was a poor worker and was willing to retire voluntarily from service. In these circumstances, Mr. Appaji Rao is entitled to the full pension and no re-instatement is called for. He may therefore be granted full pension, to which he is eligible.

The enclosures are herewith returned.

I have the honour to be,

Sir,

Your most obedient servant,

B.T. Ramanujam

Conservator of Forests.

TG/18-2-24

Proceedings of the Government
of H.H.the Maharaja
of Mysore.

420

Read :-

G.C.No.G.760-819 / G.M.97-22-14 dated 9th July 1923 passing orders regarding the retirement of officials and the absorption of discharged officials.

2. Letter No.212/Pensions dated 11th January 1924 from the Comptroller submitting for orders of Government the case of one Mr.M.Appaji Rao, late Clerk of the office of Conservator of Forests, who was retired under the G.O.read above in the belief that he had rendered 25 years service qualifying for full pension but whose qualifying service ~~was~~ proved, on verification, ~~proved~~ to be less.

Order No. 76322-81

Dated Bangalore 10-5-24

In the case of officers who were retired under G.O.No.G.760-819/G.M.97-22-~~Fin.No.7318-90/1907~~ dated 9th July 1923 and whose services qualifying for pensions are found on verification to be less than 25 years, Government direct that deficiencies in their Services not exceeding two years may be condoned.

The Comptroller will allow the benefi of this order in all cases in which condonation up to the specially extended l of two years is recommended by Heads of partments concerned.

Financial Secretary to Go

17

The Comptroller with the pension
papers of Mr.Appaji Rao.
The Conservator of Forests.
The Heads of Departments.
The Secretaries to Government.
~~The Compiler, Mysore Gazette for~~
publication. & Translation.
The Palace Govt. Mysore

MK.

Government of His Highness the Maharaja of Mysore.

FINANCIAL DEPARTMENT.

G. O. No. Fl. 6322-81—S. & A. 75-23-2, dated 10th May 1924.

Deficiencies in Service.

Directs that — not exceeding two years may be condoned in the case of officials retired under the order dated 9th July 1923.

READ—

Government Order No. G. 760-819—G. M. 97-22-14, dated 9th July 1923, passing orders regarding the retirement of officials and the absorption of discharged officials.

2. Letter No. 212—Pensions, dated 11th January 1924, from the Comptroller submitting for orders of Government the case of one Mr. M Appaji Rao, late clerk of the office of the Conservator of Forests, who was retired under the Government Order read above in the belief that he had rendered 25 years service qualifying for full pension but whose qualifying service proved on verification, to be less.

ORDER No. FL. 6322-81—S. & A. 75-23-2, DATED 10TH MAY 1924.

In the case of officers who were retired under Government Order No. G. 760-819—G. M. 97-22-14, dated 9th July 1923, and whose services qualifying for pension are found on verification to be less than 25 years, Government direct that deficiencies in their services not exceeding two years may be condoned.

The Comptroller will allow the benefit of this order in all cases in which condonation up to the specially extended limit of two years is recommended by Heads of Departments concerned.

T. SATYARAJ CHETTY,
Offg. *Financial Secretary to Government.*

To—The Comptroller to Government.
The Conservator of Forests.
The other Heads of Departments.
The Secretaries to Government.

Exd.—P. S. R. N.

W D 2221—GPB—630—17-5-24.

Government of His Highness the Maharaja of Mysore.

FINANCIAL DEPARTMENT.

G. O. No. Fl. 6322-81—S. & A. 75-23-2, dated 10th May 1924.

Deficiencies in Service.

Directs that — not exceeding two years may be condoned in the case of officials retired under the order dated 9th July 1923.

READ—

Government Order No. G. 760-819—G. M. 97-22-14, dated 9th July 1923, passing orders regarding the retirement of officials and the absorption of discharged officials.

2. Letter No. 212—Pensions, dated 11th January 1924, from the Comptroller submitting for orders of Government the case of one Mr. M Appaji Rao, late clerk of the office of the Conservator of Forests, who was retired under the Government Order read above in the belief that he had rendered 25 years service qualifying for full pension but whose qualifying service proved on verification, to be less.

ORDER No. FL. 6322-81—S. & A. 75-23-2, DATED 10TH MAY 1924.

In the case of officers who were retired under Government Order No. G. 760-819—G. M. 97-22-14, dated 9th July 1923, and whose services qualifying for pension are found on verification to be less than 25 years, Government direct that deficiencies in their services not exceeding two years may be condoned.

The Comptroller will allow the benefit of this order in all cases in which condonation up to the specially extended limit of two years is recommended by Heads of Departments concerned.

T. SATYARAJ CHETTY,
Offg. *Financial Secretary to Government.*

To—The Comptroller to Government.
The Conservator of Forests.
The other Heads of Departments.
The Secretaries to Government.

Exd.—P. S. R. N.

W D 2221—GPB—630—17-5-24.